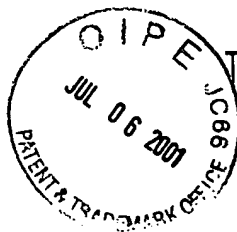


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RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1619

PATENT
2801-0136P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Ignatius Loy BRITTO Conf.: 8929
Appl. No.: 09/506,838 Group: 1619
Filed: February 18, 2000 Examiner: R. Bawa
For: METERED DOSE INHALER FOR BECLOMETHASONE
DIPROPIONATE

#11
HKO
7-10-01

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

Assistant Commissioner for Patents
Washington, DC 20231

July 6, 2001

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated April 6, 2001 of the Primary Examiner finally rejecting claims 22, 24-28, 30-32, 34, 39-50 and 52-54.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of () month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

☐ An extension of () month(s) for responding to the Final Rejection was previously requested and paid for on _____. Thus a fee of \$0.00 is required to obtain an additional () month(s) for filing the Notice of Appeal.

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$310.00

☐ Small Entity - \$155.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$310.00.

Payment of the above TOTAL FEE is being made in the following manner:

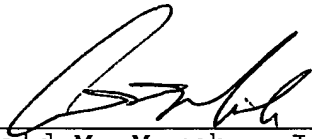
☒ A check in the amount of \$310.00 is enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By  #28,977
Gerald M. Murphy, Jr., #28,977

GMM/MWM/gml
2801-0136P

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